

C O P Y

STRUCKMEYER JENNINGS &amp; STROUSS

PHOENIX, ARIZONA.

March 17, 1928.

Arizona State Highway Dept.,  
Motor Vehicle Division,  
Phoenix, Arizona.

Gentlemen:

Attention: Mr. E. M. Whitworth

On the 10th inst. we handed you our opinion upon the question of registration fees to be paid by the transferee of a motor vehicle transferred or assigned. In this opinion we stated that the transferee upon a re-registration of the motor vehicle should be required to pay the registration fee required by law for the registration of motor vehicles.

We wish to supplement this opinion in so far as it may be construed to include the sub-sections under sub-section 8, Section 5, Chapter 4 of the Highway Code. These sub-sections require the payment of an additional fee based upon the unladen weight of the motor vehicle. These additional fees are in the nature of a license tax for the use of the Highway by the particular motor vehicle, while the \$3.50 registration fee is a nominal fee covering the expense of registration. We do not believe that it was the intention of the Legislature that more than one payment of the additional fees during a particular year should be required in respect to any one vehicle. When the unladen weight fees have once been paid, they constitute payment for the whole year for that particular vehicle.

We therefore advise that upon the transfer of a motor vehicle the transferee should be required to pay the \$3.50 registration fee and no more.

Very truly yours,

STRUCKMEYER JENNINGS &amp; STROUSS

els.m

BY Charles L. Strauss (signed)